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52

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/997,137	11/28/2001	Ming-Chih Chang	B-4394 619332-2	3414
36716	7590	04/15/2005	EXAMINER	
LADAS & PARRY 5670 WILSHIRE BOULEVARD, SUITE 2100 LOS ANGELES, CA 90036-5679			DIVECHA, KAMAL B	
			ART UNIT	PAPER NUMBER
			2151	

DATE MAILED: 04/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/997,137

Applicant(s)

CHANG ET AL.

Examiner

KAMAL B. DIVECHA

Art Unit

2151

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
  - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
  - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
  - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 28 November 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-13 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-13 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 11/28/2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☒ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)             | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)    | Paper No(s)/Mail Date. _____  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____   | 6) <input type="checkbox"/> Other: _____                                    |

**DETAILED ACTION**

Claims 1-13 are presented for examination

**Priority**

Should applicant desire to obtain the benefit of foreign priority under 35 U.S.C. 119(a)-(d) prior to declaration of an interference, a translation of the foreign application should be submitted under 37 CFR 1.55 in reply to this action.

**Claim Objections**

Claims 3-4 and 12-13 are objected to because of the following informalities: the synonym “IDE” and “PCI” needs to be spelled in its entirety. Appropriate correction is required.

**Claim Rejections - 35 USC § 112**

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

1. Claims 1, 3 and 4 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claim 1 recites the limitation “the client”, “the command” and “the received package” in line 3-5, and 9. There is insufficient antecedent basis for this limitation in the claim.

Claim 3 recites the limitation “the expansion” in line 2. There is insufficient antecedent basis for this limitation in the claim.

Claim 4 recites the limitation “the expansion” in line 2. There is insufficient antecedent basis for this limitation in the claim.

**Claim Rejections - 35 USC § 102**

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 7-8 are rejected under 35 U.S.C. 102(e) as being anticipated by Blumenau et al., (hereinafter Blumenau, U. S. Patent No. 6,421,711 B1).

As per claim 7, Blumenau discloses a server used in centralized network storage system and connected to a plurality of diskless clients (fig. 1 and col. 32 L32-35), comprising: a storage device, divided into a plurality of storage areas each of which respectively corresponds to one of a plurality of diskless clients (fig. 1 item #26 and #28-31 and col. 7 L2-9, col. 12 L65-67 to col. 13 L1-8); an interface circuit, used to receive packages from the diskless clients (col. 7 L10-15, L21-23 and fig. 1 item #35-36), each package comprises an identity number that represents one of the diskless clients and a hard disk access command (col. 7 L21-24, col. 17 L9-13, col. 10 L34-60); and a controller, connected between the interface circuit and the storage device, wherein the controller implements a storage area-related process as requested by the client represented by the identity number (fig. 1 item #37-38 and col. 7 L20-39 and col.10 L34-60).

As per claim 8, Blumenau discloses the system wherein the interface circuit is an Ethernet interface circuit (col. 8 L12-17).

**Claim Rejections - 35 USC § 103**

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

3. Claims 1 and 5 are rejected under 35 U.S.C. 103(a) as being obvious over Blumenau et al., (hereinafter Blumenau, U. S. Patent No. 6,421,711 B1) in view of Knox et al., (hereinafter Knox, U. S. Patent No. 5,872,968).

As per claim 1, Blumenau discloses a centralized network storage system (fig. 1 item #20), comprising: at least one diskless client (fig. 1 item #22-25 and col. 32 L32-36); a server, connected to the at least one diskless client, comprising a centralized storage device divided into at least one storage area (fig. 1 item #20 and #26), each of respectively corresponds to each of which the clients (col. 12 L2-5; col. 13 L2-6); wherein, after unpacking the received package, at the initiation of the hard disk access command contained therein, the server implements a requested disk access process for the storage area relative to the client represented by an identity

Art Unit: 2151

number contained in the transmitted package (col. 7 L21-39), however, Blumenau does not explicitly disclose a transforming device (read as an interface device), which receives a hard disk access command from the client and packs the command and an identify number relative to the client into a package.

Knox, from the same field of endeavor, explicitly discloses diskless clients (fig. 1 item #30, 32 and col. 1 L23-33 and col. 3 L49-52), comprising an interface card or adapter (read as transforming device, fig. 1 item #38 and col. 3 L52-53), which receives a hard disk access command from the client and packs the command and an identify number relative to the client into a package (col. 4 L9-17, L30-43: Knox implicitly teaches receiving an access command and packing it with an identifier into a packet). Therefore, it would have been obvious to a person of ordinary skilled in the art at the time the invention was made to incorporate the teaching of Knox as stated above with the Blumenau's system in order to include a transforming device that receives a hard disk access command from the client and packs the command and an identify number relative to the client into a package.

One of ordinary skilled in the art would have been motivated because it would have enabled and allowed communications between client and server (Knox, col. 3L55-56 and L19-22).

As per claim 5, Blumenau discloses the system wherein the diskless clients are connected to the server through an Ethernet protocol (fig. 1 and col. 8 L12-17).

4. Claims 2-4 and 6 are rejected under 35 U.S.C. 103(a) as being obvious over Blumenau et al., (hereinafter Blumenau, U. S. Patent No. 6,421,711 B1) in view of Knox et al., (hereinafter

Art Unit: 2151

Knox, U. S. Patent No. 5,872,968) and further in view of Kedem et al., (hereinafter Kedem, U. S. Patent No. 6,477,624 B1).

As per claim 2, Blumenau in view of Knox, does not disclose the system wherein an interface card (transforming device) is installed in an expansion slot of the diskless client. Kedem, from the same field of endeavor, explicitly discloses a system wherein an interface card is installed in an expansion slot of the network computer (col. 11 L15-24 and col. 10 L35-45). Therefore, it would have been obvious to a person of ordinary skilled in the art at the time the invention was made to incorporate the teaching of Kedem as stated above with Blumenau in view of Knox's system in order to install the interface card in an expansion slot of the computer.

One of ordinary skilled in the art would have been motivated because it would have allowed an interface card and/or transforming device (known as LDIM card in the reference) to monitor all the information being transmitted by central processing unit (Kedem, col. 12 L3-5).

As per claim 3, Blumenau in view of Knox, does not disclose the system wherein the expansion slot is an IDE slot. Kedem, from the same field of endeavor, explicitly discloses a system wherein the expansion slot is an IDE slot (col. 11 L55-58). Therefore, it would have been obvious to a person of ordinary skilled in the art at the time the invention was made to incorporate the teaching of Kedem as stated above with Blumenau in view of Knox's system in order to use IDE expansion slot of a network computer. One of ordinary skilled in the art would have been motivated because of the same reasons as set forth above in claim 2.

As per claim 4, Blumenau in view of Knox, does not disclose the system wherein the expansion slot is a PCI slot. Kedem, from the same field of endeavor, explicitly discloses a system wherein the expansion slot is a PCI slot (col. 11 L58-61). Therefore, it would have been

Art Unit: 2151

obvious to a person of ordinary skilled in the art at the time the invention was made to incorporate the teaching of Kedem as stated above with Blumenau in view of Knox's system in order to use PCI expansion slot of a network computer. One of ordinary skilled in the art would have been motivated because it would have provided a network connection such as Ethernet for connecting to external devices (Kedem, col. 11 L58-60).

As per claim 6, Blumenau in view of Knox, does not disclose a system wherein the diskless clients are connected to the server through a wireless transmission protocol. Kedem, from the same field of endeavor, explicitly shows a system wherein a network computer (read as diskless client and known as LDIM) can be connected to the server (known as RDIM in the reference) through a wireless network (col. 8 L29-33 and fig. 2). Therefore, it would have been obvious to a person of ordinary skilled in the art at the time the invention was made to incorporate the teaching of Kedem as stated above with Blumenau in view of Knox's system in order to connect the clients to the server through a wireless transmission protocol.

One of ordinary skilled in the art would have been motivated because it would have provided a convenient means of communication between a client/server architecture.

5. Claim 9 is rejected under 35 U.S.C. 103(a) as being obvious over Blumenau et al., (hereinafter Blumenau, U. S. Patent No. 6,421,711 B1) in view of Kedem et al., (hereinafter Kedem, U. S. Patent No. 6,477,624 B1).

As per claim 9, Blumenau does not explicitly disclose the system wherein the interface circuit is a wireless communication interface circuit. Kedem, from the same field of endeavor, explicitly shows a system wherein a network computer (read as diskless client and known as LDIM) can be connected to the server (known as RDIM in the reference) through a wireless



Art Unit: 2151

network (col. 8 L29-33 and fig. 2). Therefore, it would have been obvious to a person of ordinary skilled in the art at the time the invention was made to incorporate the teaching of Kedem as stated above with Blumenau's system in order to provide a wireless communication interface circuit.

One of ordinary skilled in the art would have been motivated because it would have provided a convenient means of communication between a client/server architecture.

6. Claims 10-13 are rejected under 35 U.S.C. 103(a) as being obvious over Kedem et al., (hereinafter Kedem, U. S. Patent No. 6,477,624 B1).

As per claim 10, Kedem discloses a transforming device used in centralized network storage system and installed in a diskless client (fig. 2 item #202, fig. 3 item #202 and fig. 4 item #202), comprising: an interface circuit, **used** to receive a hard disk access command from the diskless client (fig. 3 item #312, fig. 4 item #401, col. 10 L58-62 and col. 13 L60-65; col. 8 L43-66); a logical circuit, connected to the interface circuit to receive a hard disk access command (fig. 3 item #310 and fig. 4 item #406); and a network controller, connected to the logical circuit to receive the package and deliver it to networks (fig. 4 item #402), however, Kedem does not explicitly teach the process of packing the command or a request and an identifier number unique to the diskless client into a package. But, the recited limitation "packing a command and an identifier into a package" is well known in the art (packet includes a source address field, interpreted as an identifier of client). Therefore, it would have been obvious to a person of ordinary skilled in the art at the time the invention was made to teach the process of packing a command and an identifier into a package.

Art Unit: 2151

One of ordinary skilled in the art would have been motivated because it would have enabled data communications using the well known technique of data packets.

As per claim 11, Kedem discloses the transforming device is an interface card installed in an expansion slot of the diskless client (col. 11L16-20).

As per claim 12, Kedem discloses a device wherein the expansion slot is an IDE slot and the interface circuit receives the hard disk access command through the IDE slot (col. 11L16-58).

As per claim 13, Kedem discloses a device wherein the expansion slot is a PCI slot (col. 11 L58-61), however, Kedem does not explicitly disclose the process wherein the interface circuit receives the hard disk access command through the PCI slot. But, it would have been obvious to a person of ordinary skilled in the art at the time the invention was made to modify Kedem to receive the command through the PCI slot of the computer system. One of ordinary skilled in the art would have been motivated because it would have provided an interface between the client (administrator or user) and the system and would have further provided a means for communications.

#### *Additional References*

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

- a. Klimenko U. S. Patent No. 5,974,547.
- b. Bailey U. S. Patent No. 6,185,623 B1.
- c. Boucher et al. U. S. Patent No. 6,434,620 B1.

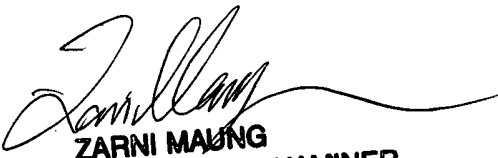
Art Unit: 2151

**Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to KAMAL B. DIVECHA whose telephone number is 571-272-5863. The examiner can normally be reached on 9.00am-5.30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Zarni Maung can be reached on 571-272-3939. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
**ZARNI MAUNG**  
**SUPERVISORY PATENT EXAMINER**